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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

Waymo LLC,

Plaintiff,

v.

Uber Technologies, Inc.; Ottomotto LLC; Otto
Trucking LLC,

Defendants.

Case No. 3:17-cv-00939-WHA

**[PROPOSED] ORDER GRANTING
MOTION IN LIMINE NO. 26 TO
EXCLUDE REFERENCE TO
DOWNLOADING OF 14,000 FILES**

Courtroom: 8 - 19th Floor
Judge: Hon. William Alsup
Hearing Date: September 20, 2017
Hearing Time: 8:00 a.m.
Trial: October 10, 2017

Filed/Lodged Concurrently with:

1. Notice of Motion in Limine to Exclude
2. Declaration

ACTIVE/92489070.1

ORDER GRANTING MOTION IN LIMINE NO. 26 TO
EXCLUDE REFERENCE TO DOWNLOADING OF 14,000 FILES

Case No. 3:17-cv-00939-WHA

1 Defendant Otto Trucking LLC (“Otto Trucking”) has filed a Motion in Limine No. 26 to
2 Exclude Reference to Download 14,000 Files (the “Motion # 26”).

3 Having considered the Motion and supporting documents, as well as any response thereto,
4 the Court hereby GRANTS Motion #26. Waymo is precluded from referencing or introducing
5 evidence of the downloading of 14,000 files by Mr. Levandowski.

6 **IT IS SO ORDERED.**

7
8 Dated: _____, 2017

HON. WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE

PROOF OF SERVICE

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is: 601 S Figueroa Street, 41st Floor, Los Angeles, California 90017.

On **September 7, 2017**, I served the following documents by placing a true copy thereof in a sealed envelope(s) on the persons below as follows:

**[PROPOSED] ORDER GRANTING MOTION IN LIMINE NO. 26 TO EXCLUDE
REFERENCE TO DOWNLOADING OF 14,000 FILES**

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☐ (MAIL). I placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with this firm's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid. I am a resident or employed in the county where the mailing occurred. The envelope or package was placed in the mail at Los Angeles, California.

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I declare under penalty of perjury that the foregoing is true and correct.

Executed on **September 7, 2017**, at Los Angeles, California.

Hong-An Vu
(Type or print name)

/s/ Hong-An Vu
(Signature)